

**CRIMINAL DOCKET  
UNITED STATES DISTRICT COURT**

D. C. Form No. 100A Rev.

TITLE OF CASE	ATTORNEYS
<b>THE UNITED STATES</b>  <b>vs.</b>  <b>Marcia Lee Phillips</b>	<i>For U. S.:</i>  <b>Hubert H. Bryant</b>   <i>For Defendant:</i> <b>John Osmond (Retained)</b> <b>Natl Bank Tulsa Bldg.</b> <b>Tulsa, Oklahoma</b>

STATISTICAL RECORD	COSTS	DATE	NAME OR RECEIPT NO.	REC.	DISB.
J.S. 2 mailed 2-28-70	Clerk				
J.S. 3 mailed 3-31-70	Marshal				
Suppl. 4-30-70					
Violation Intimidating Federal Officer	Docket fee				
Title 26					
Sec. 7212(a)					

DATE	PROCEEDINGS
2-26-70	Defendant Marcia Lee Phillip <sup>s</sup> present in person and represented. Information filed in open court, copy delivered to defendant. Defendant arraigned and enters plea of GUILTY, and is adjudged GUILTY as charged, and sentence passed to Tuesday, 3-17-70 at 10:00 A.M. (AEB-J) (Thomas G Bloxom-CSR)h
3-6-70	Case stricken from 3-17-70 and passed to 3-24-70 for sentence. (AEB-J)h
3-24-70	Defendant present in person and represented. J&S- Marcia Lee Phillips (37) Atty Gen- 36 Months Split sentence- Confinement- 6 months/ probation -30 months. (AEB-J)h
3-24-70	Order of J&C filed & entered. (AEB-J)h
3-24-70	Two c.c. of above delivered USM.h
3-24-70	Two c.c. of above delivered Prob. Office.h
3-24-70	Application of defendant to stay judgment, filed. g
3-25-70	Defendant's motion to stay judgment overruled. (AEB-J)g
3-25-70	Application of deft. for hearing to reduce sentence, application for bond pending hearing to reduce sentence, with brief in support of applications, filed. m
3-25-70	Appearance Bond of defendant in the sum of \$1,000.00, filed. b
	(OVER)

DATE	PROCEEDINGS
3-25-70	Order specifying methods and conditions of release, filed. b
4-1-70	Supplemental application for reduction of sentence, with affidavit and brief, filed. m
4-1-70	Application of Alvin L. Floyd to appear as co-counsel, filed. m
4-15-70	Leave granted for Alvin L. Floyd to appear as co-counsel for purposes of Supplemental Rule 35 Motion for reduction of sentence. (AEB-J)g
4-21-70	Defendant Marcia Lee Phillips present in person and represented.
	Hearing held on motion fo defendant to reduce sentence under Rule 35. Court sustains motion for reduction of sentence , and it is modified to read: <p style="margin-left: 40px;">It is adjudged that the defendant is hereby committed to the custody of the Attorney General or his authorized representative for imprisonment for a period of 36 months; and on condition that the defendant be confined in a jail type institution for a period of 29 days, the execution of the remainder of the sentence is suspended and the defendant placed on probation for a period of 35 months.(AEB-J)H</p>
4-21-70	Order of Modification of Sentence filed and entered.(AEB-J)h
4-21-70	Two c.c. of above delivered to Probation Office.h

UNITED STATES COMMISSIONER  
Northern DISTRICT OF Oklahoma

RECORD OF PROCEEDINGS—MISCELLANEOUS

BEFORE Jack C. Silver 411 Courthouse, Tulsa, Oklahoma  
(Name of Commissioner) (Address)

This form should be used to record proceedings for which Forms AO 100 and AO 101 are not adapted, such as applications for search warrants, extradition proceedings, depositions in civil cases, proceedings for the release of poor convicts, references in civil or admiralty cases, attachments and subsequent hearings in internal revenue matters, proceedings to settle or certify nonpayment of seamen's wages, civil rights proceedings, detentions of witnesses on removal proceedings in connection with criminal proceedings, if not included in Form AO 100, etc. A separate page should be used for each proceeding, showing the title of the case, its nature, and the date and nature of each step taken.

Commissioner's

Docket No. 1, Case No. 111

United States of America

*vs.*

One 1965 model Ford Mustang, Two-  
door, white, hardtop bearing 1969  
Oklahoma license ZF 5197

*(Marcia Phillips)*

AFFIDAVIT FOR SEARCH WARRANT

by Albert W. Davis

Special Agent, Internal  
Revenue Service.

(Nature of proceeding)

**FILED**  
 17261  
 FEB 16 1970

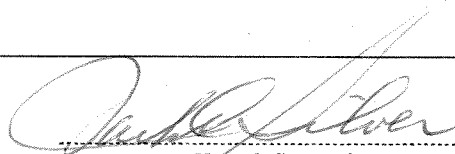
DATE	
1970 Feb. 4	On February Ablert W. Davis, Special Agent Internal Revenue Service Executed a SEARCH WARRANT for premises known as: One 1965 model Ford Mustang, Two-door, white Hardtop bearing 1969 Oklahoma license ZF 5197.
Feb. 16	Search Warrant Return on Feb. 16, 1970, by Albert W. Davis, Special Agent, Internal Revenue Service, with no service.

M. M. EWING, CLERK  
 U. S. DISTRICT COURT

DATE

Certified to be a correct transcript of Docket Entries.

DATED Feb 16, 19 76



United States Commissioner

A.O. 100  
(Rev. 1-59)

## UNITED STATES COMMISSIONER

Northern DISTRICT OF Oklahoma

## RECORD OF PROCEEDINGS IN CRIMINAL CASES

BEFORE Jack C. Silver 411 U. S. Courthouse, Tulsa, Okla.  
(Name of commissioner) (Address)

COMMISSIONER'S  
DOCKET No. 1 CASE No. 110  
THE UNITED STATES  
vs.

Marcia Phillips

Complaint filed on Feb. 4, 1970, by Albert W. Davis  
Official title SA, Treasury Dept., charging violation of  
United States Code, Title 26, Section 7212(a) on Feb. 4,  
1970, at Tulsa, Okla. in the  
division of the Northern district of Oklahoma  
as follows: threats of force, did endeavor to in-  
timidate and impede Estle Mooney & David Cole,  
Officers of Internal Revenue Service, Dept. of  
Treasury, while both were acting in official  
capacity under Title 26, USC.

(Here insert brief summary of facts constituting offense charged)

## WARRANTS OR SUMMONS ISSUED:

Date Feb. 5, 1970 Warrant/Summons for Marcia Phillips  
to (name and title of officer) FILED  
Substance of return 17267 (Name of defendant)  
FEB 18 1970

Date \_\_\_\_\_ Warrant/Summons for \_\_\_\_\_  
to (name and title of officer) M. M. EWING, CLERK  
Substance of return U. S. DISTRICT COURT (Name of defendant)

## PROCEEDINGS ON FIRST PRESENTATION OF ACCUSED TO COMMISSIONER:

Date Feb. 5, 1970 Arrested by Albert W. Davis  
SA Tres. Dept. { on warrant of Jack C. Silver  
(Name of issuing officer)  
without warrant.

Appearances { for United States \_\_\_\_\_ (Name) \_\_\_\_\_ (Address)  
for accused \_\_\_\_\_ (Name) \_\_\_\_\_ (Address)

Proceedings taken on February 5, 1970, the defendant Marcia Phillips present and  
(Here insert with dates, when appropriate, a serial account of essential steps taken at hearing such as "complaint prepared,"

not represented by counsel, advised as to counsel, waives counsel and signed

if arrest is without warrant: "defendant informed of complaint and right to retain counsel and preliminary hearing": "preliminary examination waived,"

Waiver of Counsel. Accused is advised of the charge and to preliminary ex-

if that is the fact; any adjournments taken, etc.

amination, and preliminary hearing is set for Feb. 13, 1970 at 9:30 A.M..

The accused said she would retain Dale McDaniel as her lawyer.

Outcome on February 18, 1970, the deft. is bind over for court action.

Bail fixed Feb. 5, 1970 Amount, \$ 1,000.00 Bonded Feb. 5, 1970, by cash  
deposited by (name) \_\_\_\_\_ Address \_\_\_\_\_  
transmitted to clerk of district court \_\_\_\_\_, 19 \_\_\_\_\_ [or] by surety  
(name) \_\_\_\_\_ Address \_\_\_\_\_  
(name) \_\_\_\_\_ Address \_\_\_\_\_, who  
justified by affidavit dated \_\_\_\_\_, 19 \_\_\_\_\_, [or] committed to  
on \_\_\_\_\_, 19 \_\_\_\_\_

SUBPOENAS FOR WITNESSES ISSUED:

\_\_\_\_\_, 19\_\_\_\_, for (name of witness)\_\_\_\_\_  
 at request of (name of party)\_\_\_\_\_  
 Substance of return\_\_\_\_\_

\_\_\_\_\_, 19\_\_\_\_, for (name of witness)\_\_\_\_\_  
 at request of (name of party)\_\_\_\_\_  
 Substance of return\_\_\_\_\_

\_\_\_\_\_, 19\_\_\_\_, for (name of witness)\_\_\_\_\_  
 at request of (name of party)\_\_\_\_\_  
 Substance of return\_\_\_\_\_

PRELIMINARY EXAMINATION:

(Not to be used if case was disposed of at first presentation)

Date Feb. 18, 1970 Appearances for

United States (Name) Ben Baker  
 (Address) \_\_\_\_\_  
 Accused (Name) John Osmond  
 (Address) NBT Building, Tulsa, Okla.

WITNESSES FOR UNITED STATES: (List names and addresses)

Id Cole, IRS  
le Mooney, IRS  
Roger, IRS

WITNESSES FOR ACCUSED: (List names and addresses)

\_\_\_\_\_, \_\_\_\_\_  
 \_\_\_\_\_, \_\_\_\_\_  
 \_\_\_\_\_, \_\_\_\_\_

Witness payroll containing \_\_\_\_\_ names certified to United States Marshal for payment \_\_\_\_\_, 19\_\_\_\_  
 Proceedings taken ON February 18, 1970, Marcia Phillips present and with her  
atty. John Osmond, Ben Baker for the U.S., Three witness sworn, evidence  
heard, and finds that there is probable cause to believe that an offense  
has been committed, and that the defendant has committed it, and that she  
should be bind over for appearance before the court. The Bond will stay  
the same.

Outcome Bound over for Court Action, 18 Feb. 1970.

Bail fixed \_\_\_\_\_, 19\_\_\_\_ Amount, \$ \_\_\_\_\_ Bonded \_\_\_\_\_, 19\_\_\_\_, by cash  
 deposited by (name) \_\_\_\_\_ Address \_\_\_\_\_  
 transmitted to clerk of district court \_\_\_\_\_, 19\_\_\_\_  
 [or] by surety (names) \_\_\_\_\_ Address \_\_\_\_\_  
 and \_\_\_\_\_ Address \_\_\_\_\_  
 who justified by affidavit \_\_\_\_\_, 19\_\_\_\_ Committed to \_\_\_\_\_  
 on \_\_\_\_\_, 19\_\_\_\_

Certified to be a correct transcript.

Made this 18th day of February, 1970

Transmitted to Clerk of United States District Court for the Northern  
 district of Oklahoma, Feb. 18,, 1970

United States Commissioner.